

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

ROMY THOMPSON,

No. 1:22-cv-00935-SKO

Plaintiff.

10

SHELDON THOMPSON, et al.,

ORDER DIRECTING THE CLERK OF
COURT TO ASSIGN A DISTRICT JUDGE
AND CLOSE THE CASE

Defendants.

(Doc. 16)

On April 27, 2023, Plaintiff filed a “Motion to Dismiss by Plaintiff.” (Doc. 45.) Because Plaintiff filed this “motion” before the opposing parties served either an answer or a motion for summary judgment, the Court construes the filing as a notice of voluntary dismissal pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i). As such, Plaintiff has voluntarily dismissed this matter without prejudice. *See id.*

Based on the foregoing, IT IS HEREBY ORDERED that the Clerk of Court SHALL assign a district judge to this matter and thereafter CLOSE the case.

IT IS SO ORDERED.

Dated: May 1, 2023

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE